

Substitute for Form
PTO-1380

U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE

**TRANSMITTAL LETTER TO THE UNITED STATES
DESIGNATED/ELECTED OFFICE (DO/EO/US)
CONCERNING A FILING UNDER 35 U.S.C. 371**

ATTORNEY'S DOCKET NUMBER

1034477-000016

U.S. APPLICATION NO. (If known, see 37 CFR 1.5)

INTERNATIONAL APPLICATION NO.

PCT/EP2004/009378

INTERNATIONAL FILING DATE

August 21, 2004

PRIORITY DATE CLAIMED

September 4, 2003

TITLE OF INVENTION

PESTICIDAL 5-SUBSTITUTED-OXYALKYLAMINO-1-ARYLPYRAZOLE DERIVATIVES

APPLICANT(S) FOR DO/EO/US

David Teh-Wei CHOU, Stefan SCHNATTERER, Werner KNAUF and Karl SEEGER

Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:

1. ☒ This is a **FIRST** submission to items concerning a filing under 35 U.S.C. 371.
2. ☐ This is a **SECOND** or **SUBSEQUENT** submission of items concerning a filing under 35 U.S.C. 371.
3. ☒ This is an express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9) and (22) indicated below.
4. ☐ The US has been elected by the expiration of 19 months from the priority date (Article 31).
5. ☒ A copy of the International Application as filed (35 U.S.C. 371(c)(2))
 - a. ☒ is attached hereto (required only if not communicated by the International Bureau).
 - b. ☐ has been communicated by the International Bureau.
 - c. ☐ is not required, as the application was filed in the United States Receiving Office (RO/US).
6. ☐ An English language translation of the International Application as filed (35 U.S.C. 371(c)(2))
 - a. ☐ is attached hereto.
 - b. ☐ has been previously submitted under 35 U.S.C. 154(d)(4).
7. ☒ Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3))
 - a. ☐ are attached hereto (required only if not communicated by the International Bureau).
 - b. ☐ have been communicated by the International Bureau.
 - c. ☐ have not been made; however, the time limit for making such amendments has NOT expired.
 - d. ☒ have not been made and will not be made.
8. ☐ An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).
9. ☐ An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)).
10. ☐ An English language translation of the annexes of the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).

Items 11 to 21 below concern document(s) or information included:

11. ☒ An Information Disclosure Statement under 37 CFR 1.97 and 1.98.
12. ☐ An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.
13. ☒ A FIRST preliminary amendment.
14. ☐ A SECOND or SUBSEQUENT preliminary amendment.
15. ☐ A substitute specification.
16. ☐ A change of power of attorney and/or address letter.
17. ☐ A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 37 C.F.R. 1.821 - 1.825.
18. ☐ A second copy of the published international application under 35 U.S.C. 154(d)(4).
19. ☐ A second copy of the English language translation of the international application under 35 U.S.C. 154(d)(4).
20. ☒ Other items or information: Application Data Sheet; copies of International Search Report in English, International Preliminary Report on Patentability in English and PCT Form 101

U.S. APPLICATION NO. (If known, see 37 CFR 1.52) PCT/EP2004/009378	INTERNATIONAL APPLICATION NO. PCT/EP2004/009378	ATTORNEY'S DOCKET NUMBER 1034477-000016
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21. <input checked="" type="checkbox"/> Applicant(s) requests that the published application include the following assignment information: <u>BAYER CROPSOURCE S.A.</u> <u>Lyon, France</u> 	CALCULATIONS PTO USE ONLY
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22. <input type="checkbox"/> The following fees are submitted:																																									
Basic Filing Fee (1631)	\$ 300.00																																								
Surcharge of \$130.00 (1617) for furnishing the oath or declaration later than months from the earliest claimed priority date (37 CFR 1.492(e)).	<input type="checkbox"/> 20 <input checked="" type="checkbox"/> 30 \$ 130.00																																								
<table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th style="width: 20%;">CLAIMS</th> <th style="width: 10%;">NUMBER FILED</th> <th style="width: 10%;">NUMBER EXTRA</th> <th style="width: 20%;">RATE</th> <th style="width: 40%;">\$</th> </tr> </thead> <tbody> <tr> <td>Total Claims</td> <td>16</td> <td>-20 =</td> <td>0</td> <td>X \$50.00 (1615)</td> </tr> <tr> <td>Independent Claims</td> <td>1</td> <td>-3 =</td> <td>0</td> <td>X \$200.00 (1614)</td> </tr> <tr> <td colspan="4">MULTIPLE DEPENDENT CLAIM(S) (if applicable)</td> <td>+ \$360.00 (1616)</td> </tr> <tr> <td colspan="4">Examination Fee</td> <td>+ \$200.00 (1633)</td> </tr> <tr> <td colspan="4">Search Fee</td> <td>+ \$400.00 (1632)</td> </tr> <tr> <td colspan="4">App. Size Fee (add \$250.00 for each add'l 50 sheets exceeding 100 sheets)</td> <td></td> </tr> <tr> <td colspan="4" style="text-align: right;">TOTAL OF ABOVE CALCULATIONS =</td> <td>\$ 1,030.00</td> </tr> </tbody> </table>	CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE	\$	Total Claims	16	-20 =	0	X \$50.00 (1615)	Independent Claims	1	-3 =	0	X \$200.00 (1614)	MULTIPLE DEPENDENT CLAIM(S) (if applicable)				+ \$360.00 (1616)	Examination Fee				+ \$200.00 (1633)	Search Fee				+ \$400.00 (1632)	App. Size Fee (add \$250.00 for each add'l 50 sheets exceeding 100 sheets)					TOTAL OF ABOVE CALCULATIONS =				\$ 1,030.00	
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TOTAL OF ABOVE CALCULATIONS =				\$ 1,030.00																																					
<input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. The fees indicated above are reduced by 1/2.	+ \$ 0.00																																								
SUBTOTAL =	\$ 1,030.00																																								
Processing fee of \$130.00 (1618) for furnishing the English translation later than months from the earliest claimed priority date (37 CFR 1.492(f)).	<input type="checkbox"/> 20 <input type="checkbox"/> 30 \$ 0.00																																								
TOTAL NATIONAL FEE =	\$ 1,030.00																																								
Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31).	per property +																																								
TOTAL FEES ENCLOSED =	\$ 1,030.00																																								
	Amount to be refunded :																																								
	charged :																																								

a. <input type="checkbox"/> A check in the amount of _____ to cover the above fees is enclosed.	
b. <input type="checkbox"/> Please charge my Deposit Account No. <u>02-4800</u> in the amount of _____ to cover the above fees. A duplicate copy of this sheet is enclosed.	
c. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. <u>02-4800</u> . A duplicate copy of this sheet is enclosed.	
d. <input checked="" type="checkbox"/> Charge \$ 1,030.00 to credit card. Form PTO-2038 is attached.	

NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the application to pending status.

SEND ALL CORRESPONDENCE TO: Buchanan Ingersoll PC Including attorneys from Burns, Doane, Swecker & Mathis P.O. Box 1404 Alexandria, Virginia 22313-1404 (703) 836-6620	<div style="text-align: right;"> SIGNATURE _____ Mary Katherine Baumeister NAME </div> <div style="display: flex; justify-content: space-between; margin-top: 20px;"> <div style="text-align: center;"> <u>26,254</u> REGISTRATION NO. </div> <div style="text-align: center;"> <u>March 1, 2006</u> DATE </div> </div>
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